REMARKS

Claims 1, 4 and 6 have been amended. No claims have been canceled or added. Accordingly, claims 1-10 are currently pending in the application.

In response to Applicants' amendment filed on March 8, 2004, the Examiner has replied that the amendment is not fully responsive. Applicants respectfully disagree. Nonetheless, in order to expedite prosecution of the application, Applicants submit the following additional remarks.

Upon review of the application, Applicants have decided to amend independent claims 1 and 6 to further define the managing apparatus claimed to incorporate additional limitations shown in the flowchart of Figure 5. It should be understood that the limitations of Figure 5 should not be read into the current claims except to the extent specifically added by the present amendment.

According to claim 1 and 6, the managing apparatus determines the number of events issuing for each network device based on the number of processing events on the managing apparatus by extracting the event information to be forwarded from the network devices to calculate the number of events required for each device. Claim 1 also recites that the managing apparatus has a means for notifying an event issuing control condition including the number of events

issuing, an order of priority and requested information to each network device.

It is submitted that these features of the present invention are not rendered obvious by the Examiner's combination of references. The arguments made in the previously filed response with respect to Lee et al and Meandzija et al are hereby incorporated by reference. The references to Michihisa, Recommendation X.734 and Novik et al will now be discussed in more detail. Michihisa discloses a network managing system to enable fault report processing while preventing a fault notice from being abandoned when reducing the amount of fault notices by filtering the fault notices corresponding to load information. A load detection part 4 measures the load of processing at a fault report processing part 4, accesses a threshold value/filter data table 9, and stores and preserves a threshold level corresponding to the measured value (see Abstract). As admitted by the Examiner, Michihisa do not teach a system where the managing apparatus further comprises a means for notifying the event issue and control condition to the network device and wherein the network device has a means for performing an event issuing control condition according to the event issuing control condition notified from the managing apparatus. It is further submitted that Michihisa does not disclose that the managing apparatus extracts event

information to be forwarded from the network devices to
calculate the number of events required for each device as
further defined by the present amendment.

Recommendation X.734 discloses a model for event report
management that provides for remote event reporting and local
processing of potential event reports. The Examiner equates
the event forwarding discriminator (EFD) shown in Figure 1 to
the network device presently claimed and states that the EFD
has a means for performing an event issuing control according
to the event issuing control condition notified from the
managing apparatus. As stated in Section 7.2 of
Recommendation X.734, the EFD is used to determine which event
reports are to be forwarded to a particular destination during
specific time periods. It may also be used to specify the
mode (confirmed or non-confirmed) for forwarding events. Each
EFD may contain a scheduling capability determining the
intervals during which event reports will be selected for
forwarding. Each EFD contains a discriminator construct which
specifies the characteristics a potential event report must
satisfy in order to be forwarded. Event reports that have
been selected are forwarded to the destination as soon as
possible. Section 7.2 also states that the EFD is itself a
managed object and can therefore emit notifications. These
notifications are processed as potential event reports by all
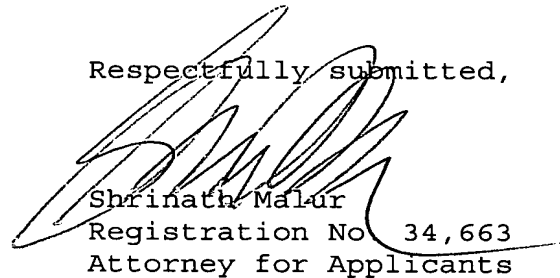EFDs including the one that generated the notification.

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Assuming *arguendo* that the EFD of Recommendation X.734 corresponds to the network device of the present invention, Recommendation X.734 does not disclose that the managing apparatus extracts event information to be forwarded from the network devices to calculate the number of events required for each device, or a means for notifying an event issuing control condition including the number of events issuing, an order of priority and requested information to each network device as currently recited in claim 1. In addition, Recommendation X.734 does not disclose that the managing apparatus determines an event issuing control condition by determining the number of events issuing for a network device by extracting the event information to be forwarded from the network devices to calculate the number of events required for each device based upon a number of processing events on the managing apparatus as recited in claim 6, as amended.

The deficiencies in Michihisa and the Recommendation X.734 are not overcome by resort to Novik et al. Novik et al disclose systems and methods for reporting the occurrence of events in a computer system to event subscriber software. Instead of having an event provider forward each of the events to a single, centralized location for filtering, Novik et al disclose various embodiments for performing filtering of events at the location of the event provider (see Abstract).

The Examiner states in the most recent communication that Novik et al is relied upon merely for an express teaching in the art as a motivation to combine. However, as mentioned above, even if Michihisa and Recommendation X.734 were combined, there still would not be a *prima facie* case of unpatentability established. Therefore, it is submitted that the pending claims patentably define the present invention over the cited art.

In view of the foregoing amendments and remarks, Applicants contend that the above-identified application is no in condition for allowance. Accordingly, reconsideration and reexamination are respectfully requested.

Respectfully submitted,

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